

through the selection process until the deadline for Defendants to respond to complaints in the sample cases (including by motions to dismiss) is set by the Court. See id. at 4.

3. The extension of the deadlines to file an answer or otherwise plead to the complaints filed in the transferred actions, as set forth in CMO 4, shall continue for the cases that are not selected as sample cases until further order of the Court, and those non-sample cases shall be stayed.

4. Further, as specified in the Case Management Schedule, no motions with respect to venue, personal jurisdiction or other matters that can be raised under Fed. R. Civ. P. 12 or otherwise shall be filed in any of the cases that are not selected as sample cases until further order of the Court, at which point the Court will specify a procedure to be followed for the non-sample cases. See Case Management Schedule (Dkt. #91) at 6. The cases not selected as sample cases shall, in turn, remain stayed unless and until they are selected to proceed as sample cases. See id.

5. The Parties in the cases not selected as samples do not waive and expressly preserve all available rights, arguments, claims and defenses (including but not limited to those set forth in Fed. R. Civ. P. 12(b)). Any and all such defenses and issues are thus preserved for Defendants in the non-sample cases until such time as the Court shall lift such stay and provide a procedure for the adjudication of such defenses for the Defendants in those cases. See Case Management Schedule (Dkt. #91) at 6.

6. The time for Defendants in the cases not selected as sample cases to file any third-party claims is hereby extended until further order of the Court. Any applicable statutes of limitations for filing third-party claims, including contribution claims, in the cases not selected as sample cases are expressly tolled until further order of the Court. The time for Defendants in the

cases selected as sample cases to file third-party claims is likewise extended until the selections are made and a schedule is set by the Court.

So Ordered.

Dated: 8/24/17



U.S. District Court Judge John Z. Lee

**WE SO MOVE and agree to
abide by the terms of this Order.**

Date: February 24, 2017

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**WE SO MOVE and agree to
abide by the terms of this Order.**

Date: February 24, 2017

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